



General Assembly

Amendment

February Session, 2012

LCO No. 4476

SB0029904476SD0

Offered by:

SEN. STILLMAN, 20th Dist.

REP. FLEISCHMANN, 18th Dist.

To: Subst. Senate Bill No. 299

File No. 407

Cal. No. 288

"AN ACT CONCERNING MINOR REVISIONS TO THE EDUCATION STATUTES."

1 In line 329, insert brackets around "2010" and after the closing
2 bracket insert "2012"

3 After the last section, add the following and renumber sections and
4 internal references accordingly:

5 "Sec. 501. Subdivision (1) of subsection (a) of section 10-283 of the
6 2012 supplement to the general statutes is repealed and the following
7 is substituted in lieu thereof (*Effective July 1, 2012*):

8 (a) (1) Each town or regional school district shall be eligible to apply
9 for and accept grants for a school building project as provided in this
10 chapter. Any town desiring a grant for a public school building project
11 may, by vote of its legislative body, authorize the board of education of
12 such town to apply to the Commissioner of Education and to accept or
13 reject such grant for the town. Any regional school board may vote to

14 authorize the supervising agent of the regional school district to apply
15 to the Commissioner of Education for and to accept or reject such grant
16 for the district. Applications for such grants under this chapter shall be
17 made by the superintendent of schools of such town or regional school
18 district on the form provided and in the manner prescribed by the
19 Commissioner of Construction Services. The application form shall
20 require the superintendent of schools to affirm that the school district
21 considered the maximization of natural light and the use and
22 feasibility of wireless connectivity technology in projects for new
23 construction and alteration or renovation of a school building. The
24 Commissioner of Education shall review each grant application for a
25 school building project for compliance with educational requirements
26 and on the basis of categories for building projects established by the
27 State Board of Education in accordance with this section, and shall
28 evaluate, if appropriate, whether the project will assist the state in
29 meeting the goals of the 2008 stipulation and order for Milo Sheff, et al.
30 v. William A. O'Neill, et al., provided grant applications submitted for
31 purposes of subsection (a) of section 10-65 or section 10-76e shall be
32 reviewed annually by the commissioner on the basis of the educational
33 needs of the applicant. The Commissioner of Education shall forward
34 each application and the category that the Commissioner of Education
35 has assigned to each such project in accordance with subdivision (2) of
36 this subsection to the Commissioner of Construction Services not later
37 than August thirty-first of each fiscal year. The Commissioner of
38 Construction Services shall review all grant applications for school
39 building projects on the basis of standards for school construction,
40 established in regulation in accordance with section 10-287c.
41 Notwithstanding the provisions of this chapter, the Board of Trustees
42 of the Community-Technical Colleges on behalf of Quinebaug Valley
43 Community College and Three Rivers Community College and the
44 following entities that will operate an interdistrict magnet school that
45 will assist the state in meeting the goals of the 2008 stipulation and
46 order for Milo Sheff, et al. v. William A. O'Neill, et al., as determined
47 by the Commissioner of Education, may apply for and shall be eligible
48 to receive grants for school building projects pursuant to section 10-

49 264h for such a school: (A) The Board of Trustees of the Community-
50 Technical Colleges on behalf of a regional community-technical
51 college, (B) the Board of Trustees of the Connecticut State University
52 System on behalf of a state university, (C) the Board of Trustees for The
53 University of Connecticut on behalf of the university, (D) the board of
54 governors for an independent college or university, as defined in
55 section 10a-37, or the equivalent of such a board, on behalf of the
56 independent college or university, (E) cooperative arrangements
57 pursuant to section 10-158a, and (F) any other third-party not-for-
58 profit corporation approved by the Commissioner of Education.

59 Sec. 502. Subsection (a) of section 10-264l of the 2012 supplement to
60 the general statutes is repealed and the following is substituted in lieu
61 thereof (*Effective July 1, 2012*):

62 (a) The Department of Education shall, within available
63 appropriations, establish a grant program (1) to assist (A) local and
64 regional boards of education, (B) regional educational service centers,
65 (C) the Board of Trustees of the Community-Technical Colleges on
66 behalf of Quinebaug Valley Community College and Three Rivers
67 Community College, and (D) cooperative arrangements pursuant to
68 section 10-158a, and (2) in assisting the state in meeting the goals of the
69 2008 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et
70 al., as determined by the Commissioner of Education, to assist (A) the
71 Board of Trustees of the Community-Technical Colleges on behalf of a
72 regional community-technical college, (B) the Board of Trustees of the
73 Connecticut State University System on behalf of a state university, (C)
74 the Board of Trustees of The University of Connecticut on behalf of the
75 university, (D) the board of governors for an independent college or
76 university, as defined in section 10a-37, or the equivalent of such a
77 board, on behalf of the independent college or university, and (E) any
78 other third-party not-for-profit corporation approved by the
79 commissioner with the operation of interdistrict magnet school
80 programs. All interdistrict magnet schools shall be operated in
81 conformance with the same laws and regulations applicable to public
82 schools. For the purposes of this section "an interdistrict magnet school

83 program" means a program which (i) supports racial, ethnic and
84 economic diversity, (ii) offers a special and high quality curriculum,
85 and (iii) requires students who are enrolled to attend at least half-time.
86 An interdistrict magnet school program does not include a regional
87 agricultural science and technology school, a regional vocational-
88 technical school or a regional special education center. On and after
89 July 1, 2000, the governing authority for each interdistrict magnet
90 school program that is in operation prior to July 1, 2005, shall restrict
91 the number of students that may enroll in the program from a
92 participating district to eighty per cent of the total enrollment of the
93 program. The governing authority for each interdistrict magnet school
94 program that begins operations on or after July 1, 2005, shall restrict
95 the number of students that may enroll in the program from a
96 participating district to seventy-five per cent of the total enrollment of
97 the program, and maintain such a school enrollment that at least
98 twenty-five per cent but not more than seventy-five per cent of the
99 students enrolled are pupils of racial minorities, as defined in section
100 10-226a.

101 Sec. 503. Subdivision (1) of subsection (a) of section 10-264i of the
102 2012 supplement to the general statutes is repealed and the following
103 is substituted in lieu thereof (*Effective July 1, 2012*):

104 (a) (1) (A) A local or regional board of education, (B) regional
105 educational service center, (C) the Board of Trustees of the
106 Community-Technical Colleges on behalf of Quinebaug Valley
107 Community College and Three Rivers Community College, (D)
108 cooperative arrangement pursuant to section 10-158a, or (E) to assist
109 the state in meeting the goals of the 2008 stipulation and order for Milo
110 Sheff, et al. v. William A. O'Neill, et al., as determined by the
111 Commissioner of Education, (i) the Board of Trustees of the
112 Community-Technical Colleges on behalf of a regional community-
113 technical college, (ii) the Board of Trustees of the Connecticut State
114 University System on behalf of a state university, (iii) the Board of
115 Trustees for The University of Connecticut on behalf of the university,
116 (iv) the board of governors for an independent college or university, as

117 defined in section 10a-37, or the equivalent of such a board, on behalf
118 of the independent college or university, and (v) any other third-party
119 not-for-profit corporation approved by the commissioner which
120 transports a child to an interdistrict magnet school program, as defined
121 in section 10-264l, as amended by this act, in a town other than the
122 town in which the child resides shall be eligible pursuant to section 10-
123 264e to receive a grant for the cost of transporting such child in
124 accordance with this section.

125 Sec. 504. Subsection (a) of section 10-207 of the general statutes is
126 repealed and the following is substituted in lieu thereof (*Effective July*
127 *1, 2012*):

128 (a) Each school medical advisor shall [make a prompt examination
129 of all pupils referred to such medical advisor by the school nurse,
130 teacher, principal or superintendent, and shall interpret to such nurse,
131 teacher, principal or superintendent, and to the parents of each such
132 pupil, such medical advisor's findings, with recommendations as to
133 how the pupil should be cared for and what provisions, if any, should
134 be made at the school for the care and welfare of such pupil. Each such
135 school medical advisor shall also make examinations of teachers,
136 janitors and others in the employment of the board of education when
137 requested to do so by the board of education or when, in such medical
138 advisor's opinion, such examinations are necessary for the protection
139 of health, provided such medical advisor shall accept the report of an
140 equivalent physical examination by any reputable physician chosen by
141 such teacher, janitor or other employee in lieu thereof. Such medical
142 advisor shall make such sanitary inspection of school buildings as, in
143 such medical advisor's opinion, is necessary for the protection of the
144 health of pupils. The school medical advisor shall take steps to
145 preserve and improve the health of pupils in accordance with the
146 requirements of the Public Health Code of this state established by the
147 Commissioner of Public Health under the provisions of section 19a-36
148 or the sanitary regulations in force in such town or district in excluding
149 and readmitting pupils or teachers or other school employees
150 suspected of being ill, or ill, with any communicable disease. In

151 cooperation with the director of health, the school medical advisor
152 shall interpret to teachers and nurses factors dealing with
153 communicable disease control] work with the local or regional board
154 of education that appointed such school medical advisor and the board
155 of health or health department for the school district under the
156 jurisdiction of such board to (1) plan and administer the health
157 program for each school, (2) advise on the provision of school health
158 services, (3) provide consultation on the school health environment,
159 and (4) perform any other duties that may be agreed on by the school
160 medical advisor and the local or regional board of education that
161 appointed such school medical advisor.

162 Sec. 505. Subsection (b) of section 10-226h of the 2012 supplement to
163 the general statutes is repealed and the following is substituted in lieu
164 thereof (*Effective July 1, 2012*):

165 (b) Each local and regional board of education shall report by
166 October 1, [2011] 2012, and biennially thereafter, to the Commissioner
167 of Education on the programs and activities undertaken in its school
168 district to reduce racial, ethnic and economic isolation, including (1)
169 information on the number and duration of such programs and
170 activities and the number of students and staff involved, and (2)
171 evidence of the progress over time in the reduction of racial, ethnic and
172 economic isolation.

173 Sec. 506. Section 7-127f of the general statutes is repealed and the
174 following is substituted in lieu thereof (*Effective from passage*):

175 Grantees shall submit to the [Office of Policy and Management on a
176 quarterly] Department of Education on an annual basis program and
177 financial reports on such forms as the office may require. In accordance
178 with the provisions of sections 4-230 to 4-236, inclusive, and
179 regulations adopted thereunder, each grantee shall file an appropriate
180 audit of grant funds with the [Office of Policy and Management]
181 department on or before December first of the fiscal year following the
182 grant year.

183 Sec. 507. Subsection (d) of section 10-233d of the 2012 supplement to
184 the general statutes is repealed and the following is substituted in lieu
185 thereof (*Effective from passage*):

186 (d) Notwithstanding the provisions of subsection (a) of section 10-
187 220, local and regional boards of education shall only be required to
188 offer an alternative educational opportunity in accordance with this
189 section. Any pupil under sixteen years of age who is expelled shall be
190 offered an alternative educational opportunity during the period of
191 expulsion, provided any parent or guardian of such pupil who does
192 not choose to have his or her child enrolled in an alternative
193 educational program shall not be subject to the provisions of section
194 10-184. Any pupil expelled for the first time who is between the ages of
195 sixteen and eighteen and who wishes to continue his or her education
196 shall be offered an alternative educational opportunity if he or she
197 complies with conditions established by his or her local or regional
198 board of education. Such alternative educational opportunity may
199 include, but shall not be limited to, the placement of a pupil who is at
200 least [sixteen] seventeen years of age in an adult education program
201 pursuant to section 10-69. Any pupil participating in an adult
202 education program during a period of expulsion shall not be required
203 to withdraw from school under section 10-184. A local or regional
204 board of education shall count the expulsion of a pupil when he was
205 under sixteen years of age for purposes of determining whether an
206 alternative educational opportunity is required for such pupil when he
207 is between the ages of sixteen and eighteen. A local or regional board
208 of education may offer an alternative educational opportunity to a
209 pupil for whom such alternative educational opportunity is not
210 required pursuant to this section.

211 Sec. 508. Section 10-73d of the general statutes is repealed and the
212 following is substituted in lieu thereof (*Effective from passage*):

213 A public school student who is both under [sixteen] seventeen years
214 of age and a mother may request permission from the local or regional
215 board of education to attend adult education classes. The local or

216 regional board of education may, by a majority vote of the members of
 217 the board present and voting at a regular or special meeting of the
 218 board called for such purpose, assign such student to adult education
 219 classes."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>July 1, 2012</i>	10-283(a)(1)
Sec. 502	<i>July 1, 2012</i>	10-264l(a)
Sec. 503	<i>July 1, 2012</i>	10-264i(a)(1)
Sec. 504	<i>July 1, 2012</i>	10-207(a)
Sec. 505	<i>July 1, 2012</i>	10-226h(b)
Sec. 506	<i>from passage</i>	7-127f
Sec. 507	<i>from passage</i>	10-233d(d)
Sec. 508	<i>from passage</i>	10-73d